

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 65th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON HUMAN SERVICES**

**Call to Order:** Chair Kirk Wagoner, on February 8, 2017 at 3:00 PM, in Room 152  
Capitol

#### **ROLL CALL**

##### **Members Present:**

Rep. Kirk Wagoner, Chair (R)  
Rep. Jessica Karjala, Vice Chair (D)  
Rep. Dennis R. Lenz, Vice Chair (R)  
Rep. Mary Ann Dunwell (D)  
Rep. Bill Harris (R)  
Rep. Tom Jacobson (D)  
Rep. Kathy Kelker (D)  
Rep. Forrest Mandeville (R)  
Rep. Gordon Pierson Jr (D)  
Rep. Matt Regier (R)  
Rep. Vince Ricci (R)  
Rep. Walt Sales (R)  
Rep. Barry Usher (R)  
Rep. Tom Welch (R)

##### **Members Excused:**

Rep. Ellie Hill Smith (D)

**Members Absent:** None

**Staff Present:** Sue O'Connell, Legislative Branch  
Carolyn Tschida, Committee Secretary

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

##### **Committee Business Summary:**

Hearing & Date Posted: HB 142, 1/26/2017; HB 323, 1/26/2017; SB 83, 1/26/2017  
Executive Action HB 176; HB 220; HB 266; HJ 6

00:00:50 Chair Wagoner

[EXHIBIT\(huh28a01\)](#)

**HEARING ON HB 142**

**Opening Statement by Sponsor:**

00:01:38 Rep. Laurie Bishop (D), HD 60, opened the hearing on HB 142, Revise insurance law to give mental health coverage parity with physical health.

00:02:05 Rep. Hill Smith joined the meeting

**Proponents' Testimony:**

00:08:26 Michael Kakuk, State Auditor's Office (OSA)

00:16:28 Matt Kuntz, NAMI Montana

00:20:11 Dr. Jeremy Johnsen, Self

00:22:05 Abigail St. Lawrence, Montana Association of Marriage and Family Therapists (MAMFT)

00:23:39 Dr. Keith Foster, Shodair Children's Hospital

00:29:26 Dr. Leonard Lantz, Big Sky Psychiatry

00:30:53 Dr. Greg Holzman, Department of Public Health and Human Services (DPHHS)

00:33:51 Vicky Byrd, Montana Nurses Association (MNA)

00:35:06 John Wilkinson, Montana Association of Social Workers

00:35:40 Kathy McGowan, Community Mental Health Centers

00:36:11 Sharla Crawford, Self

[EXHIBIT\(huh28a02\)](#)

00:36:40 Jean Branscum, Montana Medical Association (MMA)

00:37:10 Chelsea Rice, Self

00:37:38 Nancy Butler, State Auditors Office (OSA)

00:37:57 Stacey Anderson, Montana Primary Care Association (MPCA)

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:39:05 Rep. Kelker

00:39:39 Rep. Bishop

00:40:14 Rep. Bishop

00:40:40 Michael Kakuk, OSA

00:42:01 Rep. Usher

00:43:15 Rep. Bishop

00:44:07 Rep. Usher

00:44:28 Rep. Bishop

00:45:24 Rep. Karjala

00:45:47 Rep. Bishop

00:46:52 Rep. Karjala

00:47:16 Rep. Bishop

**Closing by Sponsor:**

00:48:11 Rep. Bishop  
  
00:49:42 Rep. Wagoner  
  
00:50:03 Recess  
00:59:00 Reconvene

**HEARING ON SB 83****Opening Statement by Sponsor:**

00:59:08 Sen. Roger Webb (R), SD 23, opened the hearing on SB 83, Volunteer Health Services Act.

**Proponents' Testimony:**

01:02:01 Eve Franklin, Montana Optometric Association  
01:02:41 Jean Branscum, Montana Medical Association (MMA)

**Opponents' Testimony:**

01:04:07 Al Smith, Montana Trial Lawyers Association (MTLA)

**[EXHIBIT\(huh28a03\)](#)**

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

01:09:12 Rep. Mandeville  
01:09:58 Sen. Webb  
01:10:19 Rep. Kelker  
01:11:29 Sen. Webb  
01:12:52 Rep. Kelker  
01:13:13 Sen. Webb  
01:14:29 Rep. Usher  
01:15:20 Sen. Webb  
01:15:40 Rep. Usher  
01:16:06 Sen. Webb  
01:16:18 Rep. Dunwell  
01:17:05 Sen. Webb  
01:17:32 Rep. Dunwell  
01:17:57 Sen. Webb  
01:18:17 Rep. Dunwell  
01:19:05 Sen. Webb  
01:19:56 Rep. Pierson  
01:20:15 Sen. Webb  
01:20:25 Rep. Pierson  
01:21:04 Al Smith, MTLA  
01:21:47 Rep. Pierson  
01:22:12 Sen. Webb  
01:22:34 Rep. Usher  
01:24:14 Al Smith, MTLA  
01:24:32 Rep. Usher

01:24:56 Al Smith, MTLA  
 01:25:13 Rep. Kelker  
 01:26:16 Al Smith, MTLA  
 01:27:06 Rep. Harris  
 01:28:00 Al Smith, MTLA  
 01:28:47 Rep. Lenz  
 01:29:27 Sen. Webb

**Closing by Sponsor:**

01:29:53 Sen. Webb  
 01:31:43 Chair Wagoner

01:31:59 Recess  
 01:40:02 Reconvene

**HEARING ON HB 323**

**Opening Statement by Sponsor:**

01:40:09 Rep. Gordon Pierson (D), HD 78, opened the hearing on HB 323, Authorize emergency use of opioid antagonist in a school setting.

**EXHIBIT(huh28a04)**

**Proponents' Testimony:**

01:43:20 Vicky Byrd, Montana Nurses Association; Montana Association of School Nurses (MNA) (MASN)

**EXHIBIT(huh28a05)**

01:48:55 Dr. Greg Holzman, Department of Public Health and Human Services (DPHHS)  
 01:51:27 Jean Branscum, Montana Medical Association (MMA)  
 01:54:09 Stacey Anderson, Montana Primary Care Association (MPCA)

**Opponents' Testimony:**

01:54:57 Al Smith, Montana Trial Lawyers Association (MTLA)

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

01:58:23 Rep. Karjala  
 01:59:02 Rep. Pierson  
 01:59:24 Rep. Karjala  
 02:00:03 Vicky Byrd, MNA, MASN  
 02:01:03 Dr. Greg Holzman, DPHHS  
 02:02:47 Rep. Karjala  
 02:03:32 Rep. Kelker  
 02:04:17 Al Smith, MTLA  
 02:04:50 Rep. Kelker  
 02:05:26 Al Smith, MTLA  
 02:06:10 Rep. Usher  
 02:06:46 Rep. Pierson  
 02:06:58 Dr. Greg Holzman, DPHHS

02:07:31 Rep. Usher  
02:08:26 Rep. Pierson  
02:08:55 Rep. Dunwell  
02:09:45 Al Smith, MTLA  
02:10:08 Rep. Ricci  
02:11:02 Chair Wagoner  
02:11:16 Rep. Pierson  
02:11:58 Rep. Mandeville  
02:12:36 Rep. Pierson  
02:13:04 Rep. Mandeville  
02:13:27 Dr. Greg Holzman, DPHHS

**Closing by Sponsor:**

02:14:15 Rep. Pierson  
  
02:15:52 Chair Wagoner  
  
02:16:02 Recess  
02:22:37 Reconvene

**EXECUTIVE ACTION ON HB 176**

02:23:04 **Motion:** Rep. Lenz moved that **HB 176 DO PASS.**  
  
02:23:14 **Motion:** Rep. Lenz moved that **HB 176 BE AMENDED.**  
  
02:23:36 Rep. Dunwell  
02:23:52 Rep. Kelker  
02:25:35 Rep. Dunwell  
02:25:52 Sue O'Connell, Legislative Services Division

**EXHIBIT(huh28a06)**

**Discussion:**

02:27:05 Rep. Dunwell  
  
02:28:25 **Vote:** Motion carried 12-3 by roll call vote with Rep. Karjala, Rep. Mandeville and Rep. Usher voting no.  
  
02:29:53 **Motion:** Rep. Lenz moved that **HB 176 DO PASS AS AMENDED.**

**Discussion:**

02:30:01 Rep. Dunwell  
02:30:10 Rep Hill Smith left the meeting  
  
02:30:54 **Vote:** Motion failed 6-9 by roll call vote with Rep. Dunwell, Rep. Hill Smith, Rep. Jacobson, Rep. Karjala, Rep. Kelker and Rep. Pierson voting aye. Rep. Hill Smith voted by proxy.  
  
02:32:16 **Motion/Vote:** Rep. Lenz moved that **HB 176 BE TABLED.** Motion carried unanimously by voice vote.

**EXECUTIVE ACTION ON HB 220**

02:32:28 **Motion:** Rep. Lenz moved that **HB 220 DO PASS.**

02:32:40 Sue O'Connell, LSD

**Discussion:**

02:32:58 Rep. Pierson

02:33:13 **Vote:** Motion carried unanimously by voice vote. Rep. Hill Smith voted by proxy.

**EXECUTIVE ACTION ON HB 266**

02:33:45 **Motion:** Rep. Lenz moved that **HB 266 DO PASS.**

02:33:51 Sue O'Connell, LSD

**Discussion:**

02:34:01 Rep. Karjala

02:34:31 Rep. Mandeville

02:34:55 **Vote:** Motion carried 9-6 by roll call vote with Rep. Dunwell, Rep. Hill Smith, Rep. Jacobson, Rep. Karjala, Rep. Kelker and Rep. Pierson voting no. Rep. Hill Smith voted by proxy.

**EXECUTIVE ACTION ON HJ 6**

02:36:08 **Motion:** Rep. Lenz moved that **HJ 6 DO PASS.**

02:36:14 Sue O'Connell, LSD

**Discussion:**

02:36:26 Rep. Pierson

02:36:41 Rep. Karjala

02:37:06 Rep. Ricci

02:37:28 Rep. Usher

02:37:35 Rep. Hill Smith joined the meeting

02:37:49 Rep. Karjala

02:38:08 Rep. Hill Smith

02:40:38 Rep. Harris

02:42:05 Rep. Pierson

02:42:36 Rep. Jacobson

02:45:42 Rep. Welch

02:47:37 Rep. Lenz

02:50:00 Chair Wagoner

02:50:46 Rep. Hill Smith

02:51:19 Chair Wagoner

02:51:42 Rep. Usher

02:53:04 Rep. Karjala

02:54:34 Rep. Harris  
02:56:20 Rep. Jacobson  
02:57:19 Chair Wagoner

02:59:08 **Vote:** Motion carried 9-6 by roll call vote with Rep. Lenz, Rep. Mandeville, Rep. Ricci, Rep. Usher, Rep. Wagoner and Rep. Welch voting no.

02:59:15 Rep Dunwell  
02:59:48 Chair Wagoner

**ADJOURNMENT**

Adjournment: 03:00:08

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Carolyn Tschida, Secretary

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Additional Documents:

**EXHIBIT**([huh28aad.pdf](#))